P/4309-81

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Michel Gielis

Date: December 9, 2004

U.S. National Phase of PCT/EP2003/07130

International Filing Date: 12 June 2003

Serial No.: Unassigned

Filed: Herewith

CONTROL AND/OR MONITORING DEVICE USING AN ELECTRONIC LABEL, A For:

READER AND A STATE ENCODER

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO 1449.

The present Information Disclosure Statement is being submitted simultaneously with the filing of the present application and prior to issuance of a first Office Action on the merits.

All of the enclosed references were cited in the International application corresponding to the present application. A copy of the International Search Report is enclosed.

The present invention defines an control and/or monitoring device using an electronic label, a reader and a state encoder which is not believed to be disclosed by the enclosed references.

In accordance with 37 C.F.R §§1.97(g) and (h), the filing of this Information Disclosure Statement should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56(b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated,

00679112.1

the date of publication indicated for an item is taken from the face of the item and Applicant reserves the right to prove that the date of publication is in fact different.

It is respectfully requested that the above information be considered by the Examiner and that the copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

In the event the fee is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

Respectfully submitted,

Klaus P. Stoffel

Registration No.: 31,668

OSTROLENK, FABER, GERB & SOFFEN, LLP

1180 Avenue of the Americas

New York, New York 10036-8403

Telephone: (212) 382-0700

KPS:ck

DT05 Rec'd PCT/PT0 Shee? DEC 2001

				Application Unassi		OFGS File N P/4309-	OFGS File No. P/4309-81 10/517736			
		S ART CITATIC	N	Applicant						
(Use	several	sheets if necessary)		Michel Gielis						
				Filing Date Herewith			Group Art Unit Unassigned			
		U.S. PATENT	DO	CUMEN	NTS (not submitted for appl	lications filed :	after 6/30/03	3)		
Examiner Initial			Date 1-YYYY	Name	Class	Sub- class	Filing Date If Appropriate			
	US-4,373,163		02-1983		Vandebult					
	US-5,594,448		01-	1997	d'Hont					
	US-									
-	US-									
	US-									
	US-									
	US-									
	US-									
	·]	FOREIG	N PATENT DOCUME	ENTS				
	Document Number Mi		Date M-YYYY Country			Ch	Translation			
			MN	4-YYYY 	Country	Class	Sub- class	Yes	No	
			07-1990		France			X (Abstract)		
		OTHER D	OCU	MENTS	S (Including Author, Title, Da	ate, Pertinent P	ages, Etc.)			
_										
				•	· · · · · · · · · · · · · · · · · · ·					
							101.			
				Data Co	neidored					
Examiner				Date Co	nsidered					

Express Label No. EV343685915US